

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION

UNITED STATES OF AMERICA

v.

CRIMINAL NO. 3:06cr33DPJJCS-003

JAMES ERIC PENDERGRASS

ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of Court endorsed herein, the United States Attorney for the Southern District of Mississippi hereby dismiss Counts 1 and 2 of the Criminal Indictment against **JAMES ERIC PENDERGRASS** without prejudice.

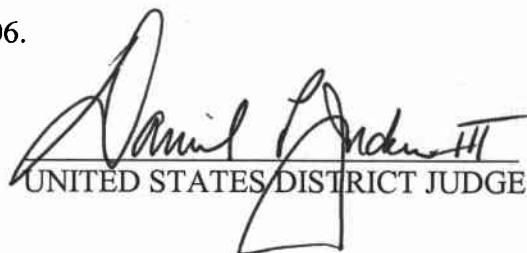
DUNN LAMPTON  
United States Attorney

By:

GREGORY L. KENNEDY  
Assistant U.S. Attorney  
MS Bar No. 9389

Leave of Court is granted for the filing of the foregoing dismissal.

ORDERED this 27 day of November, 2006.

  
Daniel Andrew III  
UNITED STATES DISTRICT JUDGE